



UNITED STATES PATENT and TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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In re application of :
Edward Jobson et al : DECISION ON
Serial No. 09/581,333 : PETITION
Filed: October 6, 2000 :
For: POROUS MATERIAL, METHOD AND ARRANGEMENT FOR
CATALYTIC CONVERSION OF EXHAUST GASES :

This is a response to the PETITION TO WITHDRAW THE HOLDING OF ABANDONMENT, filed April 1, 2003. The petition requests that the abandonment, as set forth in the Notice of Abandonment of March 18, 2003, for failure to timely file a proper response to the Office letter mailed July 22, 2002 be withdrawn. The petitioner asserts that the Office letter was not received by the applicants.

DECISION

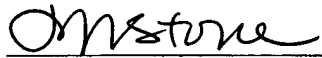
The instant request is accepted as a timely petition under 37 C.F.R. 1.181 (no fee), and is evaluated under the procedures regarding an acceptable showing of non-receipt of an office action. See MPEP 711.03(c)(II).

The evidence presented is sufficient to establish that the above noted Office letter was not received by the petitioner. The evidence provided includes a statement by the petitioner that the Office letter mailed July 22, 2002 was not received, a statement by the petitioner that a search of the file and docket records was made, and a statement that the search revealed the Office letter was not received. Also provided are a copy of the attorney's docket records and a copy of the firm's back-up docketing system maintained "by hand", where the Office letter dated July 22, 2002 would have been posted had it been timely received.

Therefore, the abandonment is hereby withdrawn, and the application is returned to pending status. The application shall be forwarded to the examiner for prompt

re-mailing of the Office letter to the correspondence address and restarting of the statutory period of response from the remail date thereof.

The Petition is **GRANTED**.



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